

***In order to protect your rights, you must keep the District Attorney's office, or Juvenile Department updated with your contact information.***

## General Rights

- Your right to justice includes the right to a meaningful role in the criminal or juvenile justice process, to be treated with dignity and respect, to fair and impartial treatment, and to reasonable protection from the offender.
- Many victims' rights are automatic although you may need to "tell" someone you want to receive them.
- Other rights you must specifically **request** to receive the right. One way to do this is to contact your District Attorney to **request** these rights.
- You, your attorney, or, upon your **request**, the District Attorney, may assert your rights in court.
- You have the right to have a support person with you.
- If your case involved physical harm or death, you may be able to get financial help for counseling, medical or death related costs:

**Crime Victims' Compensation Program  
800-503-7983**

- You can attend open court proceedings.
- You can **get** a copy of a transcript or recording of open court proceedings if one is already made. You may be charged for the transcript or recording.
- Most "**personal identifiers**" can usually be protected from an alleged offender. These include your phone number, address, social security number, date of birth, and bank account and credit card account numbers.
- You can **get** confidential HIV testing, referrals for health care and counseling if the convicted person in your case tests positive for HIV.
- You or the district attorney can **ask** the court to limit distribution of information and recordings in cases involving sexual or invasion of personal privacy offenses.

### Rights that must be requested:

- To be notified of certain open court proceedings
- To get criminal history information about the defendant, convicted criminal, alleged youth offender or youth offender.
- That the person charged or convicted in your case get testing for HIV or other communicable diseases if the crime involved the transmission of bodily fluids.

## Following An Arrest

### Automatic Rights:

- The judge will consider your safety at a pre-trial release hearing
- You can refuse to speak to an attorney or private investigator for the defendant or alleged youth offender.
- You will be notified about early disposition programs that may apply to your case.
- The prosecutor will consider any of your recommendations about defendant diversion.

### Rights that must be requested:

- To be notified in advance about the release hearing.
- To be consulted about the plea negotiations or final plea offer in a violent felony case.

## If Your Case Goes to Trial and Sentencing

### Automatic Rights:

- If a pre-sentence investigation report is ordered in your case, you can include a statement in it.
- The right to express your views at sentencing, in person or in writing.
- Rape shield laws may apply in your case.

### Rights that must be requested:

- For the court to exclude media television, photography, or recording equipment during sex offense proceedings. The court may deny this request.

## After Sentencing

### Automatic Rights:

- Prompt restitution for your crime-related costs.
- To be heard at a hearing on a motion to set aside a conviction.

### Rights that must be requested:

- To be notified of the release of a juvenile offender from an OYA Youth Correctional Facility. You must first provide your contact information to OYA.
- To receive 30 day notice about parole hearings in adult cases. First you must register with the parole board.
- To be notified when the convicted person is released from prison.
- To be notified of hearings where probation may be revoked.

- To receive information about the offender from the Psychiatric Security Review Board (PSRB) if under their jurisdiction. First you must register with the PSRB.

If your case is **appealed** you may have other rights.

For more information contact:

**Oregon Department of Justice  
Crime Victims' Services Division  
800-503-7983**

You have a right to not be contacted by the sex offender convicted in your case. For information about registered sex offenders call:

**Oregon State Police - Sex Offender Information  
503-378-3725 x 44429**

## Other Legal Information

- You can ask for a restraining order if you are a victim of family, elder, or disabled person abuse or are threatened with such abuse or if you are a victim of sexual abuse.
- You can go to the police or to court and ask for a stalking protective order if you have been a victim of stalking.
- If you are a victim of sexual assault, a hospital must give you accurate information and access to emergency contraception.
- If you are a victim of domestic violence, you may be able to get financial help from the Department of Human Services through their Oregon Temporary Assistance to Domestic Violence Survivors (TA/DVS) fund.
- If you are a victim of domestic violence, sexual assault, or stalking, you may be able to:
  - Take leave from work to attend court proceedings
  - Take leave from work for medical or counseling appointments
  - Get unemployment benefits
  - End a rental agreement early
  - Have your locks changed
  - Get special arrangements for public housing
  - Set up a payment plan with the phone company
- Your immigration status should not affect your rights as a crime victim.
- Immigrant victims may have additional legal options.

## Victims' Rights

This brochure lists rights given to victims of crime in Oregon. **Please contact your local District Attorney or Juvenile Department** for more information about your rights or about upcoming hearings. See the Victim Services Contact Information in this brochure for other options.

**Some victims' rights only become rights if you request them.** Contact your local District Attorney's Office Victim Assistance Program or Juvenile Department if you want to request these rights.

If your rights are not honored, you can assert a claim of violation of crime victims' rights. There are time limits for this right.

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For more information about your rights, including what to do if your rights have not been honored, contact your local District Attorney's office or visit:

[www.doj.state.or.us/victims](http://www.doj.state.or.us/victims)

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This brochure is available in the following languages:

**Hardcopy and On-line**

- English
- Spanish

**On-line Only**

- Korean
- Russian
- Vietnamese
- Chinese

To receive additional copies of this brochure, please call:

**503-378-5348**

*(Salem and surrounding areas)*

**800-503-7983**

*(statewide toll free)*

## Victim Services Contact Information

**Oregon Department of Justice  
Crime Victims' Services Division**

1162 Court Street NE, Salem, OR 97301

503-378-5348

*(Salem and surrounding areas)*

800-503-7983

*(statewide toll free)*

[www.doj.state.or.us/victims](http://www.doj.state.or.us/victims)

Crime Victims' Compensation Program

800-503-7983

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**Statewide Legal Aid Information**

[www.oregonlawhelp.org](http://www.oregonlawhelp.org)

**Oregon Crime Victim Law Center**

503-208-8160

**Oregon State Bar**

800-452-7636

[www.osbar.org/public](http://www.osbar.org/public)

**Oregon Board of Parole & Post-Prison Supervision**

503-945-0907

**Oregon Psychiatric Security Review Board**

503-229-5596

**Oregon State Police - Sex Offender Registry**

503-378-3725 x 44429

**Oregon Youth Authority**

503-373-7205

**Center for Hope & Safety**

503-378-1572

[www.mcwcs.com](http://www.mcwcs.com)

**Catholic Charities Immigration Legal Services**

503-542-2855

**VINE: Victim Information Notification Everyday**

877-674-8463

[www.VINELINK.com](http://www.VINELINK.com)

# VICTIMS' RIGHTS GUIDE



**MARION COUNTY  
DISTRICT ATTORNEY'S OFFICE  
VICTIM ASSISTANCE DIVISION**

**Courthouse Square  
Third Floor  
555 Court Street NE  
Salem, Oregon 97301**

**503-588-5253  
1-866-780-0960**

**Every victim, every crime,  
every right, every time.**